C.S. 1001

SINGLE BENCH

3

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO. 1593 /2005.

PETITIONER : Lakhiram Taram, S/o Sukh Ram Taram aged about 40 years, Occupation- Service, Assistant Teacher (Tribal Department), Primary School Udenga, Tribal Development Block Makadi, Distt. Bastar, (C.G.)

P.R. No. 1569/05
Presented by Shri Bhuhsan
dated 11.11.05

VERSUS

RESPONDENTS : 1) State of Chhattisgarh, Through: The Secreatry, Tribal Welfare Department D.K.S. Bhawan, Raipur (C.G.)

2) The Commissioner, Tribal Welfare Department D.K.S. Bhawan, Raipur (C.G.)

3) The Director, Tribal Welfare Department D.K.S. Bhawan, Raipur (C.G.)

4) Assistant Commissioner, Tribal Welfare , Jagdalpur, Distt- Bastar (C.G.)

5) The Collector, District Bastar at Jagdalpur (C.G.).

6) The Block Education Officer, Block Makadi, Distt-Bastar (C.G.)

OATH COM. 1510 R.K. SUJORIYA ADVOCATE

RECEIVED-COPY 11.11.05
CLERK to A. G. BILASPUR

(2)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP No. 1593 **सन्** 05 **200**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

27-4-2005

Shri Subhash Yadav, counsel for the petitioner.

Shri Sandeep Dubey, G.A. for the State/respondents.

Heard both the counsel.

The petitioner has preferred this writ petition under Article 226/227 of the Constitution of India.

The main grievance of the petitioner is that he is not being relieved by respondent No.2 in compliance of the order dated 5-9-2003 passed by the Commissioner, Scheduled Tribes and Scheduled Castes, Chhattisgarh.

The case of the petitioner is that vide order dated 5-9-2003 the petitioner was transferred from Primary School Udenga, Development Block Makadi, District Bastar to Ashram Shala, Jhadkarse, Development Block Durg Kondal, District Kanker. After issuance of the transfer order, the Election Commission of India has issued a notification for election of the State Assembly, therefore, the petitioner was not relieved. Even after the elections are over, respondent No.2 is not relieving the petitioner. It has been mentioned that in the similar situation writ petition No.3819/2004 was filed by Daduram Otti before this Court and this Court directed that the petitoner be relieved and now he has been relieved.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.(W).1503/05 **सन्** **200**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
Barve	Since limited prayer has been made that the petitioner be relieved in pursuance of the transfer order dated 5-9-2003, it is, therefore, directed that if the order is still in force and the same has not been cancelled, then respondent No.2 shall relieve the petitioner in order to enable him to join his duties at the new place. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P. No.1238/2005 and I.A. No.3074/2005 also stand disposed of. Parties are entitled for certified copy of this order. **Sd/-** **L.C.Bhadoo** **Judge**	